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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

BEN CASILLAS JR; APRIL CASILLAS; SAUL ) Case No. 3:23-cv-01609-AMO  
SANCHEZ; and LILLIAN SOTO, )

Plaintiffs,

vs.

BAYER CORPORATION and DOES 1 to 100,  
inclusive,

Defendants.

) **STIPULATION AND ~~PROPOSED~~**  
) **ORDER GRANTING PLAINTIFFS'**  
) **LEAVE TO FILE SECOND**  
) **AMENDED COMPLAINT**

) **Honorable Araceli Martínez-Olguín**  
)  
)  
)

1 IT IS HEREBY STIPULATED AND AGREED by and among the parties, through their  
2 respective counsel, as follows:

3 WHEREAS, on February 23, 2023, the above captioned complaint entitled *Casillas, et al.*  
4 *v. Bayer Corporation* was filed to Alameda Superior Court.

5 WHEREAS, on May 10, 2023, the above captioned complaint entitled *Casillas, et al. v.*  
6 *Bayer Corporation* was removed from Alameda County Superior Court to the United States  
7 District Court for the Northern District of California, Case No. 3:23-cv-01609-AMO.

8 WHEREAS, on April 27, 2023, Defendant Bayer Healthcare LLC, erroneously sued as  
9 Bayer Corporation, answered Plaintiffs' Complaint.

10 WHEREAS, on May 30, 2023, this Court determined that Case No. 23-cv-02199SK is  
11 related to the action at hand, Case No. 3:23-cv-01609-AMO.

12 WHEREAS, Plaintiffs now seek to amend their Complaint to sue the correctly named  
13 Defendant Bayer Healthcare LLC.

14 THEREFORE now, the parties agree and stipulate to allow Plaintiffs to file a First Amended  
15 Complaint ("FAC"). Attached hereto as Exhibit 1 is a true and correct copy of the proposed FAC.  
16

17 Dated: September 18, 2023 ARNS DAVIS LAW

18  
19 By: 

20 ROBERT S. ARNS

21 Attorneys for Plaintiffs

22 BEN CASILLAS JR; APRIL CASILLAS; SAUL  
23 SANCHEZ; AND LILLIAN SOTO

24 Dated: September 18, 2023 SHOOK, HARDY & BACON

25 By: /s/ Edward B. Gaus

26 EDWARD B. GAUS

27 Attorneys for Defendant

28 BAYER HEALTHCARE LLC,

**ATTESTATION**

I attest, pursuant to Local Rule 5-1(i)(3), that all parties to this stipulation have concurred in the filing of this document.

Dated: September 18, 2023 ARNS DAVIS LAW

By: 

SHOUNAK S. DHARAP

Attorneys for Plaintiffs

BEN CASILLAS JR; APRIL CASILLAS; SAUL  
SANCHEZ; AND LILLIAN SOTO

~~[PROPOSED]~~ ORDER

The parties having hereto so stipulated and good cause appearing, IT IS HEREBY ORDERED as follows:

The stipulation is approved, and Plaintiffs may file a First Amended Complaint, a copy of which is attached hereto as Exhibit 1.

IT IS SO ORDERED.

Dated: September 19, 2023

  
Hon. Araceli Martínez-Olguín